

AMENDED IN ASSEMBLY MAY 15, 2014

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

ASSEMBLY BILL

No. 1615

Introduced by Assembly Member Gatto

February 6, 2014

An act relating to the payment of claims against the state, *making an appropriation therefor*, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

AB 1615, as amended, Gatto. Claims against the state: payment.

Existing law authorizes a procedure for the state to pay claims against the state.

Existing law, the Chiropractic Act, enacted by initiative, provides for the licensing and regulation of chiropractors by the State Board of Chiropractic Examiners.

~~This bill would state the intent of the Legislature to appropriate funds for the payment of claims against the state, as presented by the Attorney General, and to have appropriate funds from the State Board of Chiropractic Examiner's Fund in a prescribed amount to settle claims against the state arising from a specified legal action. The bill would also appropriate funds from the General Fund in a prescribed amount to settle claims against the state arising from a separate specified legal action. The bill would provide that any appropriated funds in excess of the amount required to pay those claims revert to the General Fund fund from which the proceeds were taken.~~

This bill would declare that it is to take effect immediately as an urgency statute.

Vote: $\frac{2}{3}$. Appropriation: ~~no~~-yes. Fiscal committee: ~~no~~-yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 ~~SECTION 1. The Legislature intends to appropriate funds for~~
2 ~~the payment of claims against the state presented by the Attorney~~
3 ~~General. Any funds appropriated in excess of the amounts actually~~
4 ~~required for the payment of a claim shall revert to the General~~
5 ~~Fund on June 30 of the fiscal year in which the payment is made.~~

6 SECTION 1. (a) *The sum of two million six hundred*
7 *ninety-eight thousand dollars (\$2,698,000) is hereby appropriated*
8 *from the State Board of Chiropractic Examiners' Fund to the*
9 *Department of Justice to pay the settlement in Arbuckle v.*
10 *California Board of Chiropractic Examiners, et al. (Court of*
11 *Appeal, Third District, California, 2013, No. WL 3467054). Any*
12 *funds appropriated in excess of the amounts required for the*
13 *payment of this claim shall revert to the State Board of*
14 *Chiropractic Examiners' Fund.*

15 (b) *The sum of one hundred fifty-seven thousand dollars*
16 *(\$157,000) is hereby appropriated from the General Fund to the*
17 *Department of Justice to pay the judgment in Planning and*
18 *Conservation League v. State (Alameda County Superior Court,*
19 *2013, No. RG 12626904). Any funds appropriated in excess of the*
20 *amounts required for the payment of this claim shall revert to the*
21 *General Fund.*

22 SEC. 2. This act is an urgency statute necessary for the
23 immediate preservation of the public peace, health, or safety within
24 the meaning of Article IV of the Constitution and shall go into
25 immediate effect. The facts constituting the necessity are:

26 In order to pay claims against the state and end hardship to
27 claimants as quickly as possible, it is necessary that this bill go
28 into immediate effect.